

CHAPTER 20. No. 4.

EMIGRATION (CHILDREN).

AN ORDINANCE TO REGULATE THE EMIGRATION OF CHILDREN
FROM THE COLONY.

Ordinances
Cap. 281—
1925.
No. 14—1939,
1st Sch.

[15th April, 1918.]

Commencement.

1. This Ordinance may be cited as the Emigration (Children) Ordinance. Short title.
2. In this Ordinance—
 - “child” means a person under the age of sixteen years, but does not include a child who is not a British subject;
 - “legal guardian” means a person appointed, according to law, to be the guardian of a child by deed or will, or by order of a court of competent jurisdiction.Interpretation.
3. The Governor in Council may, by proclamation, direct that this Ordinance shall apply to any country out of His Majesty's dominions, and may revoke or alter any such proclamation. Application of Ordinance.
4. No child shall be allowed to leave the Colony for the purpose of proceeding to any country to which this Ordinance applies unless such child is accompanied by a parent or by his legal guardian, or unless his parent, legal guardian, or the person who has for the time being the charge of or control over the child has obtained the written permission of the Governor. Restriction on removal of children from Colony.
5. Permission to leave the Colony shall not be granted unless the Governor is satisfied that such permission will be for the benefit of the child, and that the child will be under proper care and custody in the country to which it is proceeding. Grant of permission.

Power of
commissioned
officer of
Police and
Harbour
Master.

6. Where a commissioned officer of the Police Force or a Harbour Master has reason to suspect that a parent or legal guardian of a child is about to leave the Colony with such child for the purpose of taking the child to a country to which this Ordinance applies, and that it is not for the benefit of the child to be so taken, he shall give notice to such parent or guardian, either verbally or in writing, that the child is not to be taken out of the Colony without the written permission of the Governor, and thereupon, if such parent or guardian takes the child out of the Colony without such permission, he shall be guilty of an offence.

Offences.

7. (1) If a parent or legal guardian, or other person who has for the time being the charge of or control over a child, permits such child to leave the Colony in contravention of this Ordinance, he shall be guilty of an offence.

(2) If any person causes or attempts to cause a child to leave the Colony in contravention of this Ordinance, he shall be guilty of an offence.

(3) If any person aids, abets, counsels, or procures the commission of an offence against this Ordinance, he shall be guilty of an offence.

Penalties.

8. Any person guilty of an offence under this Ordinance shall be liable, on summary conviction, to a fine of two hundred and forty dollars or to imprisonment for six months, or to both such fine and imprisonment.

Power to
make regula-
tions.

9. The Governor in Council may make regulations for more effectually carrying out the provisions of this Ordinance.

Foreign
Labour
Contracts
Ordinance.

10. Nothing in this Ordinance contained shall affect the operation of the Foreign Labour Contracts Ordinance, and the provisions of this Ordinance shall be in addition to, and not in any way in substitution for, or modification of, the provisions of such last mentioned Ordinance.